IN THE UNITED STATES DISTRICT COURT MIDDLE DISTRICT OF ALABAMA NORTHERN DIVISION

James E. Evans

Plaintiff,

VS.

2:07-cv-1118-WKW

City of Millbrook

Defendant.

NOTICE OF APPEARANCE

COMES NOW the undersigned attorney, April W. McKay of the law firm of Nix Holtsford Gilliland Higgins & Hitson, P.C., and hereby enters her appearance as additional counsel for the City of Millbrook, Alabama.

Respectfully submitted this the 9th day of January, 2008.

s/ April W. McKay

Alex L. Holtsford, Jr. (HOL048) Rick A. Howard (RAH045) April W. McKay (WIL304) Attorneys for Defendant

OF COUNSEL:

Nix Holtsford Gilliland Higgins & Hitson, P.C. P.O. Box 4128 Montgomery, AL 36103-4128 (334) 215-8585

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing has been served upon:

Kenneth D. Haynes HAYNES & HAYNES, P.C. 1600 Woodmere Drive Birmingham, Alabama 35226

Priscilla Black Duncan P.B. DUNCAN & ASSOCIATES 472 South Lawrence Street, Suite 204 Montgomery, Alabama 36104

by placing same in the United States Mail, postage prepaid, on this the 9th day of January, 2008.

s/ April W. McKay OF COUNSEL